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SECRETARY, BOARD OF
OIL, GAS & MINING

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BEFORE THE BOARD OF OIL, GAS, AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

SOUTHERN UTAH WILDERNESS
ALLIANCE, et al,

Petitioners,

v.

DIVISION OF OIL, GAS, & MINING,
DEPARTMENT OF NATURAL
RESOURCES, STATE OF UTAH,

Respondent.

ALTON COAL DEVELOPMENT, LLC, &
KANE COUNTY,

Intervenors,

**KANE COUNTY'S JOINDER IN
PERMITTEE'S MEMORANDUM ON
SCOPE OF REVIEW**

Docket No. 2009-019


Cause C/025/0005

The Utah Division of Oil, Gas & Mining ("Division") has granted Alton Coal Development's LLC, ("ACD's") permit application and Petitioners' have applied to this Board for review and discovery.

Intervenor, Kane County ("County") objects to said requests by Petitioners and hereby fully joins ACD in its pleading titled "Permittee's Memorandum on Scope of Review."

Therefore, County hereby adopts the objections, reasoning, positions and arguments set forth in Permittee's (ACD's) Memorandum on Scope of Review.

DATED this 29th Day of December, 2009.


Jim R. Scarth
For Kane County

CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of December, 2009, I mailed a true and correct copy of the forgoing **KANE COUNTY'S JOINDER IN PERMITTEE'S MEMORANDUM ON SCOPE OF REVIEW** via United States mail, postage prepaid, to the following:

Stephen Bloch, Esq.
Tiffany Barz, Esq.
Southern Utah Wilderness Alliance
425 East 100 South
Salt Lake City, Utah 84111

Walton Morris, Esq. (pro hac vice requested)
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Sharon Buccino, Esq. (pro hac vice requested)
Natural Resources Defense Council
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A handwritten signature in cursive script, reading "Pat Shulby", is written over a horizontal line.